

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 15, Webster District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY


CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by DENNIS R. McCRACKEN, its ASST. MANAGER, by authority duly given.

JAN PEST
MARSHALL County 09:34:52 AM
Instrument No 1265140
Date Recorded 03/04/2009
Document Type O&G
Book-Page 677-429
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: 
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: 
Its: VICE PRESIDENT

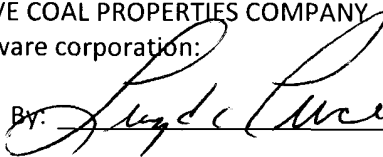
IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: 
Its: VICE PRESIDENT

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by LLOYD C. PRICE, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: 
Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 15 day of January, 2009, by Charles J. Shaynak, its Vice President, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: Charles J. Shaynak

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 23 day of JANUARY, 2009, by **LLOYD C. PRICE**, its **VICE PRESIDENT**, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: Lloyd C. Price

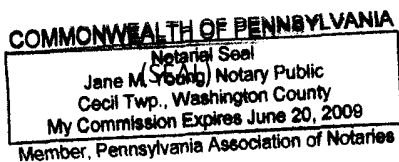
Its: **VICE PRESIDENT**

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **DENNIS R. MCCracken**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



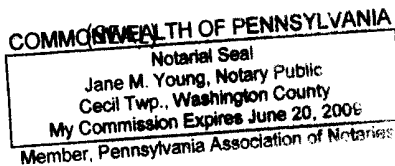
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.

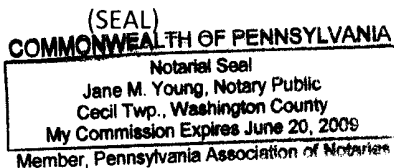


Jane M. Young
Notary Public
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.

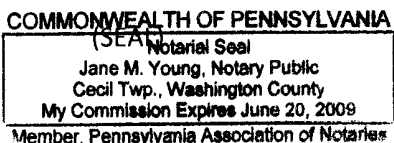


Jane M. Young
Notary Public
My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared **LLOYD C. PRICE**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



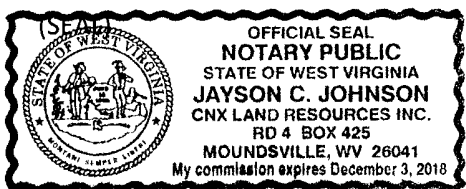
Jane M. Young
Notary Public
My Commission expires _____

State of West Virginia
COMMONWEALTH OF PENNSYLVANIA

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COUNTY OF Marshall

Before me, Jayson C. Johnson, a Notary Public, on this day personally appeared Charles T. Shaynak, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 15 day of January, 2009.



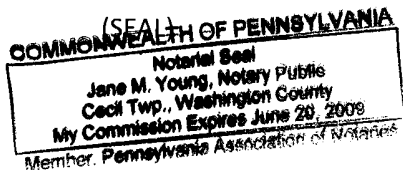
Jayson C. Johnson
Notary Public

My Commission expires December 3, 2018

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared LLOYD C. PRICE, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 23 day of JANUARY, 2009.



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe & Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

(304) 598-8000

5016736

MO5016176

EXHIBIT A - SURFACE TRACTS (BAILEY MINE)
Tax Map 15, Webster District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
15	1	KNOX	VERNON JR ET UX	RR 3 BOX 444	MOUNDSVILLE	WV	26041	114.55 BLAIRS RIDGE & O&G	445/520
15	2	KNOX	VERNON JR ET UX	RR 3 BOX 444	MOUNDSVILLE	WV	26041	9.20 M GRAVE CREEK & O&G	445/520
15	3	BIERCE	JOHN A II ET UX	RR 1 BOX 349	MOUNDSVILLE	WV	26041	18 WAYMANS RIDGE	550/291
15	4	BIERCE	JOHN A II ET UX	RR 1 BOX 349	MOUNDSVILLE	WV	26041	5.40 TRACT 1 P J BIERCE SD	550/291
15	8.6	YEAGER	HEIKI & TRISHA	RR 3 BOX 438	MOUNDSVILLE	WV	26041	10.490 A GRAVE CREEK	632/491
15	8.10	SKRYPEK	JOHN M ET UX	RR 3 BOX 432B	MOUNDSVILLE	WV	26041	13.921 A GRAVE CREEK	520/114
15	8.12	ELDER	CHARLES V	RR 4 BOX 305	MOUNDSVILLE	WV	26041	10.939 A GRAVE CREEK	669/117
15	8.16	DRAKE	JOHN E ET UX	RR 3 BOX 431	MOUNDSVILLE	WV	26041	12 A GRAVE CREEK	606/172
15	9	STOLLAR	HONUS ADAIR	RR 1 BOX 468	MOUNDSVILLE	WV	26041	112.514 BLAIRS RIDGE & O&G	WB83/444
15	11	LILLEY	JERRY IVAN ET UX	RR 3 BOX 440A	MOUNDSVILLE	WV	26041	30.278 BLAIRS RIDGE	554/304
15	13	KNOX	VERNON JR ET UX	RR 3 BOX 444	MOUNDSVILLE	WV	26041	11.73 & 1/2 A BLAIRS RIDGE & O&G	445/520
15	14	KNOX	VERNON JR ET UX	RR 3 BOX 444	MOUNDSVILLE	WV	26041	15.45 PLEASANT VALLEY & O&G	445/520
15	15	LILLEY	PAULINE LOU - LIFE	RR 3 BOX 442	MOUNDSVILLE	WV	26041	61.86 BLAIRS RIDGE	WB58/506
15	16	LILLEY	JERRY I ET UX	RR 3 BOX 440A	MOUNDSVILLE	WV	26041	45.75 BLAIRS RIDGE	580/667
15	17	BURKIEVICZ	CHARLES L	RR 3 BOX 382	MOUNDSVILLE	WV	26041	5 A TERRELLS RIDGE	532/60
15	18	ONEIL	CHRISTOPHER D & SANDRA	RR 3 BOX 382A	MOUNDSVILLE	WV	26041	54.766 GRAVE CREEK	647/406
15	19.2	ERNEST	CARL WILLIAM JR	RR 3 BOX 383	MOUNDSVILLE	WV	26041	6.879 A TERRELL RIDGE	623/344
15	23	HIGGINBOTHAM	GEO & VERCHIE	RR 3 BOX 386	MOUNDSVILLE	WV	26041	10.2348 GRAVE CREEK	295/282
15	24	EBBERT	JOHN D JR ET UX	RR 3 BOX 389	MOUNDSVILLE	WV	26041	97.363 A TERRELLS RIDGE & O&G	439/41
15	25	KITTLE	PHILIP ALAN & DEBORAH KAY	RR 4 BOX 353	CAMERON	WV	26033	24 GRAVE CREEK & O&G	621/520
15	26	FRANCIS	LONNIE WAYNE	RR 3 BOX 390	MOUNDSVILLE	WV	26041	65.64 TERRELLS RIDGE & O&G	WB60/408
15	27	MARTIN	WILLIAM KEITH ET UX	RR 3 BOX 393	MOUNDSVILLE	WV	26041	47.16 TERRELL RIDGE	653/87
15	28	PETTIT	ANTHONY J ET UX - LIFE	RR 4 BOX 354A	CAMERON	WV	26033	23.08 PLEASANT RIDGE	659/359
15	29	PETTIT	ANTHONY J ET UX - LIFE	RR 4 BOX 354A	CAMERON	WV	26033	30.297 A PLEASANT RIDGE	659/359
15	30	PETTIT	ANTHONY J ET UX - LIFE	RR 4 BOX 354A	CAMERON	WV	26033	42/100 PLEASANT RIDGE	659/359
15	31	MERINAR	CLIFFORD E JR	RR 4 BOX 352	CAMERON	WV	26033	22.9046 A PLEASANT VALLEY	WB75/219
15	32	KITTLE	PHILIP ALAN & DEBORAH K	RR 4 BOX 353	CAMERON	WV	26033	45.696 PLEASANT VALLEY & O&G	629/553
15	33	KITTLE	PHILIP ALAN & DEBORAH K	RR 4 BOX 353	CAMERON	WV	26033	52.785 PLEASANT VALLEY & O&G	629/553
15	35	KITTLE	PHILIP ALAN & DEBORAH KAY	RR 4 BOX 353	CAMERON	WV	26033	122 GRAVE CREEK & O&G	621/520

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 23rd day of January, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 4th day of March, 2009 at 9:34 o'clock P.M.

TESTE: Jan Pest Clerk.